MEETING #41 - November 27

At a Regular Meeting (#2) of the Madison County Board of Supervisors on November 27, 2018 at 6:00 p.m. in the Madison County Administrative Center Auditorium located at 414 N. Main Street:

PRESENT: R. Clay Jackson, Chairman

Jonathon Weakley, Vice-Chairman

Kevin McGhee, Member Charlotte Hoffman, Member Amber Foster, Member

Jack Hobbs, County Administrator

Mary Jane Costello, Asst. County Administrator/Finance Director

Sean Gregg, County Attorney Jacqueline S. Frye, Deputy Clerk

- 1. Call to Order/Pledge of Allegiance & Moment of Silence
- 2. Determine Presence of a Quorum/Adopt Agenda

Chairman Jackson called for the following additions to the Agenda:

- 10g: Resolution for V. R. Shackelford, III
- 11b Questions for Upcoming DEQ Meeting

Supervisor Foster moved that the Agenda be adopted as amended, seconded by Supervisor Hoffman. *Aye: Jackson, Weakley, McGhee, Hoffman, Foster. Nay: (0).*

3. Public Comment

Chairman Jackson opened the floor for public comment. The following individual(s) provided comment(s); Joe May: Comments pertaining to the Madison Primary School project expenses, past County projects (i.e. Hoover Ridge, courthouse project, high school renovations, purchase of voting machines, Tyler Technologies software) and current proposed purchase of E911 communications equipment; suggested that knowledgeable citizens(with software intellect) on ways to resolve the County's software issues; disfavor of a tax increase; verbalized disfavor of being transported to the Culpeper Regional Hospital.

With no further comments being brought forth, the public comment opportunity was closed.

- 4. Special Appearances
- **a. Status Report on Proposed Broadband Project:** Clint Hyde presented an update on activities related to the proposed broadband project. Input focused on the following:
 - Ground station intown
 - Existing vertical assets (EMS? Co-op? MGI?)
 - REC is agreeable on using Blakey Tower(110')
 - End-points multiple places (pole vs. tower)
 - Wolftown
 - Rochelle
 - Brightwood
 - Criglersville
 - Oak Park?

• Request: Grant = \$75000, Partners =\$56,000

Board comments:

Supervisor Foster: Referred to the Governor's proposal to change the definition for 'under-served' and the fact that the proposal will need to be submitted very soon; she requested to be considered (by the Board) to work with Mr. Hyde and the "Red Team"

Mr. Hyde noted that the grant proposal must be submitted (to the State Agency) as a public private partnership [(i.e. County is the lead proposed and private (Clint Hyde) is a participant and not the submitter of the proposal]. In closing he noted that at least twenty percent (20%) of the costs involved must be provided as a 'match' to the grant and that he would provide this. In closing, he also advised that all grant funding will need to be funneled through the locality.

5. Constitutional Officers:

Commonwealth Attorney: Clarissa Berry, Commonwealth Attorney, was present and provided highlights of a recent seminar that was held for local 8th graders that focused on "think before you click", being aware of the danger, impact and long-term effects of posting inappropriate messages and/or photos online; accolades were given to the school system, Sheriff's Office and her office staff for coordinating the special event.

6. County Departments

a. Madison County School Board: Chairman Jackson advised that the school board and County have been working together to assess the A&E costs (\$210,000.00) and the proposed 2019 summer work schedule for the Tier 3 option; although he verbalized favor of the project (i.e. HVAC), he recommended that no decisions be made (on the part of the County) until there are discussions during the upcoming budget work sessions on funding mechanisms.

Anna Graham, Superintendent, was present and encouraged continued discussion on the proposal.

- Supervisor Weakley: Verbalized concerns about funding; noted that the work is needed; also concerned about the 'timing' of the proposed project option (Tier 3) and the impact that funding the project may have upon the citizens; suggested the County assess the proposal; stressed the need to be prudent with funding; suggested that local vendors be asked to provide assistance with the existing heating issue.
- Supervisor Hoffman: Verbalized concerns that either proposal (i.e. Tier 2 or Tier 3) will place a heavy burden on the County at the present time
- Supervisor Foster: Verbalized an awareness of the school's concerns; noted that the Board needs to review everything and assess the proposed school project options (Tier 2 and Tier 3)
- Supervisor McGhee: Advised that the Board will review the proposal and funding mechanisms during the budget work session

In closing, it was noted that the existing CIP process has been very constructive, and that both the County and Schools needs to be more proactive in maintaining facilities from this point forward.

The County Administrator advised that the School Superintendent has suggested that a CIP meeting be scheduled in January 2019. Additional concerns have focused on whether the:

- The project can be phased
- Project can be proposed as a 'partial project'

And if:

• Only the HVAC work can be done

In closing, the Board members were encouraged to provide all questions in a timely manner for discussion at the next CIP meeting.

The County Administrator also verbalized concerns regarding project management and how this can be coordinated.

b. Emergency Medical Services Staffing: Noah Hillstrom, Director of Emergency Medical Services, was present to advised that following the last meeting, one (1) FTE was hired for the EMS Department; however, there is also a need to request the hire of an additional FTE, which will bring the total to twenty (20) people. Interviews were conducted yesterday; however, nothing concrete has been formalized at this point.

Comments from the Board focused on:

- The fact that approval was made in August for additional staff
- Whether today's request is in addition to the two (2) FTE's that were requested at the last meeting session

It was clarified that the Finance Director was preparing funding mechanisms for today's personnel request.

The Finance Director advised that EMS staffing mechanisms haven't been fully assessed (i.e. full time, overtime, part-time, leave, etc.) and that there is about \$120,000.00 budgeted for overtime/part-time. Concerns were verbalized as to the effects of adding additional staff will place on overtime/part-time funding.

- > Supervisor Weakley: Provided a brief overview of the shortfall of available volunteers paid EMS has been called to provide coverage, which will call for additional costs to the County
- Nick McDowell: Questioned whether ALS or BLS service is being provided

Mr. Hillstrom advised that ALS is being provided by paid EMS staff, as required by state guidelines.

Erik Weaver, Sheriff, was present and advised that alternative space is being sought to house the current EMS staff (i.e. current building isn't large enough).

7. Committees or Organizations

a. Report on Upcoming Committee Vacancies: The Deputy Clerk provided an update on the committees/board vacancies.

After discussion, it was the consensus of the Board to advertise for all upcoming appointments ending December 2018 and January 2019.

The County Administrator encouraged the advertisement timeline allow applications to be received in time for review at the January 2019 organizational meeting session. Board members were encouraged to recruit citizens as appropriate.

<u>Madison County Historical Society:</u> Max Lacy was present and advised that the historical society is still awaiting input (from the County) regarding the cottage; also noted that the ramp project is almost complete.

<u>Madison County Planning Commission:</u> Nan Coppedge was present and advised that the planning commission plans to attend the upcoming DEQ meeting scheduled for December 11th.

<u>Rappahannock Electric Cooperative:</u> Oliver Price, REC representative, was present to advised that REC continues to provide assistance during the recent storms activity.

8. Finance:

a. Claims

\$119,193.68 (11'27'18) \$151,316.17 (11'20'18) \$337,900.00 (ETF - 11'20'18)

\$608,409.85 (Total)

Highlights:

\$10,000.00 (Annual contribution to the Central Economic Develop Partnership)
\$15,000.00 (Half a year contribution to the Culpeper Soil & Water Conservation District)
\$41,000.00 (Half a year contribution to the Volunteer Fire Department)
\$24,000.,00 (Half a year contribution to Skyline CAP)
\$56,108.00 (Annual RDA payment)
\$337,900.00 (Annual payment on Literary Loan)

Questions:

♣ Expenditure for Colonial Auto

The Finance Director advised that the aforementioned expenditure was for repair to the EMS response vehicle.

Supervisor Weakley moved that the Board approve claims in the amount of \$608,409. 85, as presented, seconded by Supervisor Foster. *Aye: Jackson, Weakley, McGhee, Hoffman, Foster. Nay: (0).*

b. Supplements

i. School Capital: Madison County Primary School (Fund Balance) [FY2019 Supplemental Appropriation #13_11272018 - \$210,723.00]: The Finance Director explained that the supplemental appropriation is being requested to fund the design and development phase of the potential project on the Madison Primary School; funding will be utilized from the assigned capital projects portion of the general fund balance.

After discussion, based on the Board's desire to discuss funding mechanisms during the upcoming budget process, it was the consensus of the Board <u>to take no action on FY2019 Supplemental Appropriation #13_11272018</u> (totaling \$210,723.00) as presented.

ii. EMS: *Added Staff (Fund Balances [FY2019 Supplemental Appropriation #14_11272018 - \$112,560.98]:* The Finance Director advised that the supplemental appropriation request is being requested for the EMS department in order to fund three (3) additional full-time medics; funding will be provided from the unassigned

fund balance. The average cost per person is about \$62,000.00. It was also noted that it would cost the County a tax increase (i.e. of about 4 cents on the assessed valuation amount) in order to cover additional costs in the event that volunteer services no longer existed.

Supervisor Hoffman moved that the Board approve FY2019 Supplemental Appropriation #14_11272018 in the amount of \$112,560.98, as presented, seconded by Supervisor McGhee. *Aye: Jackson, Weakley, McGhee, Hoffman, Foster. Nay:* (0). It was noted that the net result of this action is to authorize the employment of the 20th full-time Emergency Medical Services Department.

9. Minutes

a. November 7 and 13 Meeting:

Chairman Jackson called for corrections and/or adoption of Minutes of November 7 and 13,

November 7'2018 (#39)

Supervisor Foster moved that the Board approve November 7'2018 Minutes (#39) as presented, seconded by Supervisor Weakley. *Aye: Jackson, Weakley, Hoffman, Foster. Nay: (0) Abstain: McGhee.*

November 13'2018 (#40)

Supervisor Weakley moved that the Board approve November 13'2018 Minutes (#40) as presented, seconded by Supervisor Foster. *Aye: Jackson, Weakley, McGhee, Foster. Nay:* (0). *Absent: Hoffman.*

10. Old Business

- a. Virginia Byway Designation for SR230: Tracey Gardner, Director of Economic Development & Tourism was present to provide highlights on efforts with Greene and Albemarle Counties to identify Route 230 (and 810 for Albemarle) as a scenic byway. The designation will offer tourists the ability to travel from Crozet through Stanardsville, then to Madison to connect to Rt. 231 (already a designated scenic byway). Madison County's portion of the scenic byway will be on Rt. 230 from Greene (Wolftown-Hood Road) across Rt. 29 onto Gibbs Road (Route 626) to connect to Rt. 231. This process would be a great opportunity to attract travelers to Stanardsville after they leave Skyline Drive. Scenic byway designations are supported and believed to:
 - Create less travel along major highways
 - ❖ Motorists tend to drive slower
 - Scenic byway designations encourage tourism

Additionally, it was reported that the designation does not affect land use but will affect the erection of billboards on all premises along the byway route (i.e. at business or residential). However, any existing signage already in place is deemed acceptable.

Max Lacy, Madison County Historical Society, was present and referred to a map that shows all scenic byway designations; he also suggested that the designation involved more than Route 230, but Route 231 as well, to which Ms. Gardner noted is already a scenic byway.

Chairman Jackson: Verbalized support of the byway designation; encouraged that this be uploaded to the County's website; verbalized favor of the proposed designation so long as a public hearing is held before anything is finalized

Ms. Gardner also noted that the designation is being presented for consideration, and that the County is not obligated to adhere to the designation. The proposal is a drive to promote economic development within the localities.

Dennis Coppedge: Comments pertained to citizen concerns that they will be told what to do with their personal property; also referred to signs and trees that were put into place (by a group of citizens in the past) along Route 231 which are in need of repair and upkeep; verbalized disfavor of bike trails along Route 230.

Supervisor Hoffman moved that the Board adopt Resolution #2018-16 [Supporting Byway Designation for Route 230] as presented, seconded by Supervisor Foster. *Aye: Jackson, Weakley, McGhee, Hoffman, Foster. Nay: (0).*

b. Moore Building Purchase: Tracey Gardner, Director of Economic Development & Tourism, was present and provided highlights of the existing lease agreement. Lodging tax funds have been used to cover the building costs for the Visitor's Center (monthly cost of \$1,400.00). There was prior discussion about purchasing the building (by the County); the space is also currently being used by other entities.

Comments:

- Chairman Jackson: Advised that he has spoken with Mr. Kenneth Moore; suggested the Moore Building be discussed during the upcoming budget work sessions
- > Supervisor Weakley: Verbalized appreciation of today's highlights; agreed that the Moore Building should be discussed during the upcoming budget work sessions
- Supervisor Hoffman: Verbalized disfavor of the County purchasing the Moore Building (i.e. extra debt for the taxpayers) and the fact that space is being provided to other entities for usage (i.e. there may be damage to the building and/or bodily injury to anyone while on the premises who aren't insured)

Ms. Gardner noted that expense for the building is covered through TOT funding.

The Finance Director advised that costs for the Moore Building are covered through the TOT Funds; however, it's uncertain if these funds can be used to purchase the building (i.e. pay a mortgage).

After discussion, it was the consensus of the Board to discuss the specifics of the Moore Building at the upcoming budget work session.

c. Report on Free Clinic & Literacy Council Lease: The County Administrator advised that this topic is being brought before the Board in order to entertain conversation; no action is being requested this evening.

Madison Free Clinic

The Madison Free Clinic lease is for the use or a part of the health department building. In speaking with the Director, it was advised that the draft was agreeable with the following conditions:

- That the issue of rent be settled
- That language in Section 4 refer to 'utilities (i.e. amount to be paid)

The County Attorney suggested the Board make all future leases 'standardized' and for a 'full calendar year' from this point forward.

Discussions also focused on:

- How utilities will be monitored at the building
- Costs per square foot

The County Attorney also questioned how many local groups are 501C3 organizations, and whether these entities have fundraising events.

After discussion, it was the consensus of the Board to include \$50.00 per month in the least agreement for a full calendar year.

Madison Literacy Council:

Carty Yowell, Treasurer of the Madison Literacy Council, was present and advised that the literacy council is a 501C3 entity, and that they can afford \$100 per month for utilities and \$500.00 for monthly rent (in his opinion as the Treasurer). In closing, he also noted that fundraisers held by the council are very productive (i.e. citizens are very generous in giving to the council).

Reference was made to the fact that the County is looking to initiate a sub-lease agreement for space at the Moore Building (i.e. County doesn't own the space). It was also questioned if 'in kind' should be added to the proposed lease agreement. Comments:

Supervisor Weakley: Advised that the Madison Literacy Council sought to secure a new module to be situated on the existing lot (at Thrift Road); also noted that the council had originally proposed to purchase a module for the existing location

The County Attorney noted that the agreement will be a sub-lease agreement (i.e. County doesn't own the building being considered).

The County Administrator advised that the current building being occupied by the Madison Literacy Council at Thrift Road) has no lease agreement; therefore, it was questioned if the proposed lease agreement should contain language to confirm that the current structure will need to be fully vacated.

- Chairman Jackson: Noted that the County needs to take a good direction; future space (for the literacy council) will obligate the County to do something with the current module
- Supervisor Hoffman: Verbalized disfavor of placing the Madison Literacy Council in the Moore Building (i.e. County is uncertain what will be done about the existing space)

The County Attorney suggested that 'in kind' be included in the least agreement.

It was also suggested that the County request to review tax documents for the 501C3 entity. After discussion, it was the consensus of the Board to include 'in kind' into the least agreement and to also request to see tax documents for the entity.

The County Attorney referred to the 501C3 entities as 'charitable incubators' and suggested the County evaluate whether the 'incubator' (i.e. funding subsidy) is having an impact. It may be necessary to make an alternative decision regarding the lease agreement in the event the "incubator" (funding subsidy) poses a significant impact.

After discussion, it was the consensus of the Board to add this item for discussion at the next meeting.

d. Land Use Ordinance Update Proposed: The County Administrator advised that the Madison County Planning Commission previously requested direction from the Board regarding the land use ordinances. It was noted that there would be work on various County Ordinances to review clarity and to make them more user friendly.

Carty Yowell, Commission Chair, was present and advised that the Commission has recommended to hold of taking any action until the recodification process is complete. This item can be discussed during the January 2019 meeting session.

Nan Coppedge, Commission member, also advised that the Comprehensive Plan will be discussed during January 2019.

The Deputy Clerk advised that the recodification endeavor is a work in progress.

e. Transfer Station Contract Renewal: The County Administrator advised that an official letter has been received from Waste Management Services, Inc. regarding their desire not to provide operations of the transfer station but hauling and landfill duties only. An RFP is being composed for operations of the transfer station and/or to include all three (3) components of operations. In closing, it was encouraged that County staff not be tasked to assume complete operations of the transfer station facility.

f. Arcade Building Leases for M.C. Historical Society & RRCSB: The County Attorney advised that the Madison County Historical Society has agreed to accommodate the Rappahannock Rapidan Community Services Board (RRCSB) to share (office) space at the Arcade. The current lease agreement with the historical society is being amended to initiate a lease agreement with the RRCSB. A completed lease should be available shortly.

Max Lacy was present and advised that the RRCSB has offered to donate some funding to cover the cost of utilities.

g. Resolution for V. R. Shackelford, III: The County Administrator advised that a Resolution has been drafted (by Frank Thomas) to show honor and respect to Mr. V. R. Shackelford, III. A copy has been provided for review and consideration. The signed document will be presented at next week's event, as read for the record:

A RESOLUTION OF HONOR AND RESPECT FOR V. R. SHACKELFORD, III.

WHEREAS, on May 14, 1976, the Board of Supervisors of Madison County, Virginia, which had

previously relied on the advice of the Commonwealth's Attorney and Clerk of the Circuit Court, voted to create the position of County Attorney; and

WHEREAS, in creating the position of County Attorney, the Board of Supervisors described the position as follows:

The County Attorney will be responsible for all civil legal work of the Board of Supervisors and its various commissions, assuming the duties set forth in the said Section 15.1-9.1:1, as well as the attendance of all meetings as required by the Board and Planning Commission, the answering of all inquiries from Board committees and commissions, preparing all ordinances, giving general legal advice to the Board on civil matters, prepare legal examinations, deeds and contracts required by the Board, and act as agent in the purchase of real property for the County.

WHEREAS, at the same meeting, the Board of Supervisors agreed to accept the proposal of V. R. Shackelford, III, known to many affectionately as Shack, to serve as County Attorney; and

WHEREAS, as a result of the foregoing, V. R. Shackelford, III became the first County Attorney of Madison County serving continuously in that role at the pleasure of many Boards of Supervisors until he retired on September 30, 2018, performing faithfully all of the tasks described in the foregoing declaration as well as countless others; and

WHEREAS, V. R. Shackelford, III has diligently and effectively represented the interests of Madison County, its citizens, this Board and other elected officials, departments, agencies, officers and employees as a sage and pragmatic counsellor and a forceful and effective advocate; and

WHEREAS, V. R. Shackelford, III has also promoted the interests of Madison County outside the legal arena by, among other things, working to get Plow and Hearth located in Madison County and helping to found the Tour de Madison, a major tourist attraction;

NOW, THEREFORE, IT IS HEREBY RESOLVED that on behalf of the government and citizens of Madison County, Virginia, this Board of Supervisors expresses its heartfelt thanks and gratitude for the service and accomplishments of V. R. Shackelford, III.

Adopted by the Madison County Board of Supervisors on November 27, 2018.

Supervisor Hoffman advised that the Resolution will be presented to Mr. Shackelford at 4:00 p.m. along with a gift.

Supervisor Weakley moved that the Board approve the Resolution of Honor & Respect for V. R. Shackelford, III, seconded by Supervisor Foster. *Aye: Jackson, Weakley, McGhee, Hoffman, Foster. Nay:* (0).

11. New Business

a. FY20 Budget Calendar: The County Administrator asked for Board input concerning budget work session meeting times, and whether the Board desires to have budget notebooks vs. online budget documents, and that the Board work on capital improvement issues first.

After discussion, it was the consensus of the Board to request that budget notebooks be provided for the upcoming budget sessions.

The Finance Director advised that part-time staff will be hired to help prepare budget documents.

After discussion, it was the consensus of the Board to hold budget work sessions on the 4th Thursday starting in January 2019.

The County Administrator also requested that any additional items to be discussed be passed along as quickly as possible.

The Finance Director also advised of an IT assessment that will be initiated to include a ballpark amount of funding that may be needed. In closing, she noted that appropriate cost estimates will not be in hand until about April 2019.

b. Questions for Upcoming DEQ Meeting: The County Attorney advised that DEQ representatives will be attending the December 11th Regular meeting. The Board and Planning Commission were asked to provide any questions/concerns to the County Attorney by December 6th, so these can be forwarded to DEQ representatives by December 7th so as to allow them sufficient time to review provide meaningful responses at the meeting session. Today's direction will also be provided to Mike Powell, legal counsel for Mr. and Mrs. Wieland.

12. Public Comment

Chairman Jackson opened the floor for public comment. The following individual(s) provided comment(s).

- Max Lacy: Questioned the status on the Criglersville Elementary School cottage.
- > Chairman Jackson: Suggested the aforementioned matter be added to the December 2018 Joint Meeting for discussion.

The County Administrator advised that the historical society would like to have some assurance that the museum building will remain in place and under their control so they can start initiating improvements. There is a conflict with the County having the property on the market for sale. It was questioned if there was a way to remedy the concern.

- Supervisor Weakley: Referred to preservation of the monument; also questioned whether a boundary adjustment could be considered
- 13. Closed Session (if needed)
- 14. Information/Correspondence
- 15. Adjourn

With no further action being required, on motion of Supervisor Foster, seconded by Supervisor Weakley, Chairman Jackson adjourned the meeting. *Aye: Jackson, Weakley, McGhee, Hoffman, Foster. Nay: (0).*

R. Clay Jackson, Chairman Madison County Board of Supervisors

Clerk of the Board of the Madison County Board of Supervisors

Adopted on: December 11, 2018

Copies: Board of Supervisors, County Attorney & Constitutional Officers

Adopted Items:

- Resolution #2018-16 (Supporting Byway Designation for Route 230
- Resolution to Honor & Respect V. R. Shackelford, III
- FY19 Supplemental Appropriation #14_11272018: Added EMS Staff \$112,560.68



Agenda

Regular Meeting (#2)
Madison County Board of Supervisors
Tuesday, November 27, 2018 at 6:00 p.m.
County Administration Building, Auditorium
414 N Main Street, Madison, Virginia 22727

- 1. Call to Order, <u>Pledge of Allegiance & Moment of Silence</u>
- 2. Determine Presence of a Quorum / Adopt Agenda
- 3. Public Comment
- 4. Special Appearances
 - a. Status Report on Proposed Broadband Project............... Clint Hyde
- 5. Constitutional Officers
- 6. County Departments
 - a. Madison County Primary School Project.....School Board
 - $b.\ Emergency\ Medical\ Services\ Staffing...... Director\ of\ Emergency\ Medical\ Services\ Hillstrom$

7. Committees or Organizations
a. Report on Upcoming Committee Vacancies Deputy Clerk Frye
8. Finance Director of Finance/Assistant County Administrator Costello
a. Claims
b. Budget Supplements
i. School Capital: Madison County Primary School (Fund Balance)
ii. EMS: Added Staff (Fund Balance)
9. Minutes
a. November 7 and 13 MeetingsDeputy Clerk Frye
10. Old Business
a. Virginia Byway Designation for ST230 Director of Economic Development & Tourism Gardner
b. Moore Building Purchase Director of Economic Development & Tourism Gardner
c. Report on Free Clinic & Literacy Council Leases
d. Land Use Ordinance Update Proposal
e. Transfer Station Contract Renewal County Administrator Hobbs
f. Arcade Building Leases for MC Historical Society & RRCSB: County Attorney Gregg
g. Resolution of Respect & Honor for V. R. Shackelford, III County Administrator
11. New Business
a. FY20 Budget Calendar County Administrator Hobbs
b. Questions for Upcoming DEQ Meeting (on 12/11/18)
Report from the School Capital Improvement Committee Supervisor Jackson
b. Report from the Finance Solid Waste Contract Renewal Study Supervisor Jackson
c. Board Calendar for November-December 2018
12. Public Comment
13. Closed Session (if needed)
14. Information/Correspondence
15. Adjourn
* A MENDMENTS / A DDITIONS NOTED IN DOVAL BLUE WITH VELLOW HIGHLIGHT